



OFFICE OF THE
UTAH STATE AUDITOR

August 27, 2015

Mark R. Gaylord, Attorney at Law
Ballard Spahr, LLP
One Utah Center, Suite 800
201 South Main Street
Salt Lake City, Utah 84111-2221

Dear Mr. Gaylord:

This letter is in response to your GRAMA request to the Office of the State Auditor (OSA), dated August 18, 2015, in which you requested the records indicated in Exhibit 1 of your request.

We have records responsive to your request which are included with this letter.

It should be noted that not all documents responsive to your request can be provided pursuant to the requirements of GRAMA. We have detailed below the documents which we have not provided and the statutes pertaining to their exclusion from your request.

- Communications with the Hotline complainant(s) or with persons who requested anonymity (*Utah Code* § 63G-2-305(10) and *Utah Code* § 67-3-1 (15) (a) (ii)).
- Communications or documents related to the private land transaction between the Bests and Fishin' with Bread. Per *Utah Code* § 63G-2-103 (22) (b), material that is legally owned by an individual in the individual's private capacity is not considered a public record and is, therefore, not subject to the requirements of GRAMA.
- Various documents received from or communications with JSSD since JSSD already has a copy (when the document didn't include OSA notes or wasn't necessary to help with the reader's understanding of our workpapers).
- Various records or communications with representatives from the Attorney General's Office. Per 63G-2-305 (17), these records are deemed "protected" as they are subject to the attorney-client privilege.
- Discussions of information which is deemed "protected" per 63G-2-305 (32) (e.g. closed meetings held by JSSD).

We have attached an invoice related to the hours required to compile the information for you. The invoice represents the actual cost of providing the records based on the wages of the lowest paid employees who had the necessary skills and training to fulfill the request. These costs do

not include time for reviewing the records to determine whether they were subject to disclosure or time for redacting protected information. We request that you provide payment at the time you receive the records.

Pursuant to Utah Code § 63G-2-401, you have the right to appeal the denial of this request to the chief administrative officer, John Dougall, Utah State Auditor. Your notice of appeal must be submitted within 30 days of the above denial date and must include your name, mailing address, daytime telephone number, and an explanation of the relief sought. You may also include any supporting information with your notice of appeal. Your appeal may be submitted at the address listed below.

Please be aware that all GRAMA requests are posted on our website as a matter of office practice (with personal information, such as address, redacted). We do this to provide transparency and accountability to the public at large.

Sincerely,

Linda Siebenhaar
Records Officer



OFFICE OF THE
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INVOICE # RE16-00000000-02

August 27, 2015

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Billing for costs related to fulfilling the
GRAMA request dated June 8, 2015.

\$ 966.94

		Cost
Retrieval and compilation of records	20 hours	937.44
Printing costs (\$.05/page)	590 pages	29.50
Total		\$ 966.94

Submit payment to: Office of the Utah State Auditor
Utah State Capitol Complex
East Office Building, Suite E310
Salt Lake City, Utah 84114-2310

PAYMENT DUE AT TIME DOCUMENTS ARE RECEIVED